

[COUNSEL IDENTIFIED ON SIGNATURE PAGE]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

**In re ORACLE CORPORATION
DERIVATIVE LITIGATION**

Master File No. C-10-03392-RS

**STIPULATION AND
[PROPOSED] ORDER TO
EXTEND TIME FOR FILING
AMENDED CONSOLIDATED
SHAREHOLDER COMPLAINT**

Judge: Hon. Richard Seeborg
Ctmm: 3, 17th Floor

1 WHEREAS, on November 9, 2011, this Court granted the Motions to Dismiss filed by
2 nominal defendant Oracle Corporation (“Oracle”) and individual defendants Jeffrey S. Berg, H.
3 Raymond Bingham, Michael J. Boskin, Safra Catz, Lawrence J. Ellison, Hector Garcia-Molina,
4 Jeffrey O. Henley, Donald L. Lucas, Charles E. Phillips, Jr., and Naomi O. Seligman (“Individual
5 Defendants,” and together with Oracle, “Defendants”), with leave to amend, and further ordered
6 that (1) Plaintiffs Lisa Galaviz and Philip T. Prince (“Plaintiffs”) shall file any amended
7 complaint within thirty days of the order, by December 9, 2011, and (2) setting a case
8 management conference for January 26, 2012;

9 WHEREAS, on November 10, 2011, the Superior Court for the State of California,
10 County of San Mateo, granted the Petition for Writ of Mandate for Inspection of Corporate Books
11 and Records filed by Plaintiffs on September 12, 2011;

12 WHEREAS, on December 1, 2011, this Court entered the parties’ stipulation extending
13 Plaintiffs’ time to file any amended complaint to February 10, 2012, and directing the parties to
14 appear at the case management conference on January 26, 2012;

15 WHEREAS, a stipulation has been submitted to the Superior Court for the State of
16 California, County of San Mateo, wherein the parties agreed, subject to approval, to further
17 extend the deadline for Oracle’s compliance with the San Mateo Court’s order on Plaintiffs’
18 Petition to February 10, 2012; and

19 WHEREAS, the agreed-upon schedule described below promotes judicial efficiency, and
20 will not cause prejudice to any party or unnecessary delay.

21 THEREFORE, IT IS STIPULATED AND AGREED by Plaintiffs and Defendants,
22 through their respective counsel of record, as follows, subject to the approval of this Court:

23 Plaintiffs shall file the Amended Consolidated Shareholder Complaint by March 12, 2012.
24 Plaintiffs reserve the right to request additional time for filing based on Oracle’s compliance with
25 the San Mateo Order.

26 The case management conference scheduled for January 26, 2012, may be rescheduled to
27 March 15, 2012, at 10:00 a.m., or any other date after Plaintiffs file their Amended Consolidated
28 Shareholder Complaint that is convenient to the Court.

1 IT IS SO STIPULATED.

2 Dated: January 6, 2012

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4 By: /s/ Philip T. Besirof
Philip T. Besirof

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11 *Garcia-Molina, Jeffrey O. Henley, Donald L.*
12 *Lucas, Charles E. Phillips, Jr., Naomi O.*
13 *Seligman, and Oracle Corporation*

14 Dated: January 6, 2012

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28 *Attorneys for Plaintiffs*

1 IT IS SO ORDERED and IT IS FURTHER ORDERED that the case management
2 conference scheduled for January 26, 2012, is continued to 10:00 a.m. on 3/15/12,
3 ~~2012~~.

4 Dated: 1/6/12

5 By: 
6 HON. RICHARD SEEBORG
7 UNITED STATES DISTRICT JUDGE

8 * * *

9 I, Philip T. Besirof, am the ECF user whose ID and password is being used to file this
10 **STIPULATION TO EXTEND TIME FOR FILING AMENDED CONSOLIDATED**
11 **SHAREHOLDER COMPLAINT**. In compliance with General Order 45, X.B., I hereby attest
12 that Jordanna G. Thigpen has concurred with this filing.

13 Dated: January 6, 2012

MORRISON & FOERSTER LLP

14
15 By: /s/ Philip T. Besirof
16 Philip T. Besirof
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